

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Public Servants – Agricultural Marketing Department - Departmental proceedings initiated against Sri L. Surender, Executive Engineer (M), Warangal (now retired) on allegation of irregularities noticed in maintenance of tender schedule proceeds–Imposing of Penalty – Orders – Issued.

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AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Ms.No. 46

Dated: 26-04-2013

Read the following:-

- 1) G.O. Ms. No.70, Agri. & Coop.(Mktg.II) Dept., dt.14-03-2001.
- 2) From Sri L. Surender E.E.(M), W.S.D., dt:06.06.2001.
- 3) Govt. Memo No.37/V.C.II(1)/2001-4, dt.2-07-2002.
- 4) From the, S.E.(M) & I.O, O/o Director (M), Hyd. I.R, dt.17-12-2002.
- 5) Govt. Memo No.37/V.C.II(1)/2001-8, dt.28-04-2003.
- 6) From A.P.A.T. Order dt.02-03-2010 in O.A.No.3334/2003.
- 7) From Sri L. Surender, E.E.(M)(Retired), Repn., dt.25-03-2010.
- 8) Govt. Memo No.37/V.C.II(1)/2001-21, dt.24-04-2010.
- 9) From the C&DOAM, Hyd. Lr No.D.S.1/260/2000, dt:26.05.2010.
- 10) Govt. Memo No.37/Vig.II(1)/2001-29, dt.19-10-2012.
- 11) From Sri L. Surender, E.E.(M)(Retired), Repn., dt.31-12-2012 & dt: Nil.
- 12) Govt. Memo No.37/Vig.II(1)/2001-31, dt.08-02-2013.
- 13) From C&DOAM, Hyd. Lr.No.DS(1)260/2000, dt.27/02/2013.
- 14) Govt. Memo Lr.No.37/Vig-II(1)/2001-33, dt.12-03-2013.
- 15) From the Secretary, APPSC, Lr.No.612/RT/3/2013, dt:21.03.2013.

ORDER:

In a disciplinary case, Government had initiated disciplinary proceedings by framing charge against Sri L. Surender, Executive Engineer (Marketing), Warangal vide reference 1st read above.

2. The C.O. Sri L.Surender, EE(M), Warangal has submitted his written statement of defence denying the charge framed against him vide reference 2nd read above. As the written statement of defence submitted by the C.O. is not found convincing, Government have appointed the Superintending Engineer(M), O/o C&DOM as Inquiry Authority to conduct a detailed inquiry vide reference 3rd read above. The Inquiry Officer conducted enquiry and submitted the Inquiry Report concluding that the Charge against Sri L.Surender, EE(M) was held proved vide reference 4th read above.

3. Government vide reference 5th read above have issued a show-cause notice to the C.O. Sri L.Surender, EE(M), Warangal along with a copy of the Inquiry Report, as to why suitable action should not be taken against him.

4. Aggrieved by the Show-Cause Notice, Sri L.Surender, EE(M) filed z.A.No.3334/2003 before A.P.A.T. The A.P.A.T., in its judgment dt.02.03.2010, in O.A.No.3334/2003 have ordered as follows:-

“.....the O.A. is disposed of directing the applicant to submit his explanation by mentioning all the objections raised before this Tribunal and on receipt of such explanation to the final show cause notice, the 1st Respondent shall pass a detailed order by giving reasons in respect of each and every objection raised by the applicant whether the objection is sustainable or over rules and depending on the findings on the objections raised by the applicant, the 1st Respondent shall pass appropriate orders in accordance with Rules”.

5. In the light of above orders of A.P.A.T., Sri L. Surender, E.E.(M), Warangal (Retired) has submitted his representation before Government vide reference 7th read above.

6. After examining the matter, Government have provisionally decided to impose a penalty of withholding of 75% of pension permanently against Sri L. Surender, E.E.(M), Warangal (Retired) under Rule 9 of the A.P. Revised Pension Rules, 1980 .

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7. In the reference 10th read above, a show cause notice was issued to Sri L. Surender E.E.(M), Warangal (Retd.) with a direction to show cause as to why the penalty of withholding of 75% of pension permanently should not be imposed against him for the charge held proved against him. In the reference 11th read above, Sri L. Surender E.E.(M), Warangal, (Retd.) has submitted his representation to the show cause notice.

8. Government have examined the matter carefully with reference to the record of inquiry and the representation submitted by the Charged Officer to the Show Cause Notice and decided to impose a penalty of 'withholding of 25% pension for a period of 5 (five) years" against Sri L. Surender, Executive Engineer(Marketing), Warangal (Retired) under Rule 9 of the A.P. Revised Pension Rules, 1980, in the above disciplinary case. Accordingly, Government have consulted the A.P. Public Service Commission for their concurrence vide reference 14th read above.

9. In the reference 15th read above, the Andhra Pradesh Public Service Commission, Hyderabad has concurred the proposal of the Government to impose a penalty of withholding of 25% pension for a period of 5 (five) years" against Sri L. Surender, Executive Engineer (Marketing), Warangal (Retired).

10. Government, after careful examination of the entire matter, have decided to impose a penalty of withholding of 25% pension for a period of 5 (five) years" against Sri L. Surender, Executive Engineer (Marketing), Warangal (Retired) under Rule 9 of the A.P. Revised Pension Rules, 1980. Accordingly, Government hereby order to impose a penalty of withholding of 25% pension for a period of 5 (five) years" against Sri L. Surender, Executive Engineer (Marketing), Warangal (Retired) under Rule 9 of the A.P. Revised Pension Rules, 1980.

11. The Commissioner and Director of Agricultural Marketing, Hyderabad shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

I.Y.R. KRISHNA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

Sri L. Surender, Executive Engineer (Marketing), Warangal (Retired)
(Through: The Commissioner & Director of Agricultural Marketing, A.P.,
Hyderabad).

Copy to: -

The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad
along with Service Register received vide C&DOAM, Hyderabad,
Lr. dt:27.02.2013.

The Secretary, Andhra Pradesh Public Service Commission, Hyderabad.

The D.G., General Administration (V&E) Department.

Sc/Sf.

// FORWARDED :: BY ORDER//

SECTION OFFICER